



# House of Representatives

General Assembly

**File No. 671**

January Session, 2015

Substitute House Bill No. 6110

*House of Representatives, April 16, 2015*

The Committee on Government Administration and Elections reported through REP. JUTILA of the 37th Dist., Chairperson of the Committee on the part of the House, that the substitute bill ought to pass.

## **AN ACT REQUIRING JOINT CAMPAIGNING BY CANDIDATES FOR GOVERNOR AND LIEUTENANT GOVERNOR IN PRIMARIES.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1       Section 1. (NEW) (*Effective from passage*) At any state convention  
2       called by a party, a purpose of which is to choose candidates for  
3       nomination for the state offices of Governor and Lieutenant Governor,  
4       no endorsement for either such office shall be made unless a joint  
5       endorsement for nomination as a ticket to both such offices is made at  
6       a single roll-call vote of delegates at such convention or poll of such  
7       convention by delegation.

8       Sec. 2. Subsection (a) of section 9-400 of the general statutes is  
9       repealed and the following is substituted in lieu thereof (*Effective*  
10      *January 1, 2016*):

11      (a) A candidacy for nomination by a political party to a state office  
12      may be filed by or on behalf of any person whose name appears upon

13 the last-completed enrollment list of such party in any municipality  
14 within the state and who has either (1) received at least fifteen per cent  
15 of the votes of the convention delegates present and voting on any roll-  
16 call vote taken on the endorsement or proposed endorsement of a  
17 candidate for such state office, whether or not the party-endorsed  
18 candidate for such office received a unanimous vote on the last ballot,  
19 or (2) circulated a petition and obtained the signatures of at least two  
20 per cent of the enrolled members of such party in the state, in  
21 accordance with the provisions of sections 9-404a to 9-404c, inclusive,  
22 as amended by this act, except that no candidacy for nomination by a  
23 political party to the state office of Governor or Lieutenant Governor  
24 shall be filed unless a joint candidacy for such party's nomination as a  
25 ticket to both such offices is filed. Candidacies described in subdivision  
26 (1) of this subsection shall be filed by submitting to the Secretary of the  
27 State not later than four o'clock p.m. on the fourteenth day following  
28 the close of the state convention, a certificate, signed by such candidate  
29 and attested by either (A) the chairman or presiding officer, or (B) the  
30 secretary of the convention, that such candidate received at least fifteen  
31 per cent of such votes, and that such candidate consents to be a  
32 candidate in a primary of such party for such state office. Such  
33 certificate shall specify the candidate's name as the candidate  
34 authorizes it to appear on the ballot, the candidate's full residence  
35 address and the title of the office for which the candidacy is being  
36 filed. A single such certificate or petition for state office may be filed  
37 on behalf of two or more candidates for different state offices who  
38 consent to have their names appear on a single row of the primary  
39 ballot under subsection (b) of section 9-437. Candidacies described in  
40 subdivision (2) of this subsection shall be filed by submitting said  
41 petition not later than four o'clock p.m. on the sixty-third day  
42 preceding the day of the primary for such office to the registrar of  
43 voters of the towns in which the respective petition pages were  
44 circulated. Each registrar shall file each page of such petition with the  
45 Secretary of the State in accordance with the provisions of section 9-  
46 404c. A petition filed by or on behalf of a candidate for state office shall  
47 be invalid for such candidate if such candidate is certified as the party-

48 endorsed candidate pursuant to section 9-388, as amended by this act,  
49 or as receiving at least fifteen per cent of the convention vote for such  
50 office pursuant to this subsection. Except as provided in section 9-416a,  
51 upon the expiration of the time period for party endorsement and  
52 circulation and tabulation of petitions and signatures, if any, if one or  
53 more candidacies for such state office have been filed pursuant to the  
54 provisions of this section, the Secretary of the State shall notify all  
55 town clerks and registrars of voters in accordance with the provisions  
56 of section 9-433, that a primary for such state office shall be held in  
57 each municipality in accordance with the provisions of section 9-415.

58 Sec. 3. Section 9-388 of the general statutes is repealed and the  
59 following is substituted in lieu thereof (*Effective January 1, 2016*):

60 Whenever a convention of a political party is held for the  
61 endorsement of candidates for nomination to state or district office,  
62 each candidate endorsed at such convention shall file with the  
63 Secretary of the State a certificate, signed by him, stating that he was  
64 endorsed by such convention, his name as he authorizes it to appear  
65 on the ballot, his full residence address and the title and district, if  
66 applicable, of the office for which he was endorsed, except that no such  
67 certificate of such party's endorsement for nomination to the state  
68 office of Governor or Lieutenant Governor shall be filed unless such  
69 certificate is of a joint endorsement of such party for nomination as a  
70 ticket to both such offices, in accordance with section 1 of this act. Such  
71 certificate shall be attested by either (1) the chairman or presiding  
72 officer, or (2) the secretary of such convention and shall be received by  
73 the Secretary of the State not later than four o'clock p.m. on the  
74 fourteenth day after the close of such convention. Such certificate shall  
75 either be mailed to the Secretary of the State by certified mail, return  
76 receipt requested, or delivered in person, in which case a receipt  
77 indicating the date and time of delivery shall be provided by the  
78 Secretary of the State to the person making delivery. If a certificate of a  
79 party's endorsement for a particular state or district office is not  
80 received by the Secretary of the State by such time, such certificate  
81 shall be invalid and such party, for purposes of section 9-416 and

82 section 9-416a shall be deemed to have made no endorsement of any  
83 candidate for such office. If applicable, the chairman of a party's state  
84 convention shall, forthwith upon the close of such convention, file with  
85 the Secretary of the State the names and full residence addresses of  
86 persons selected by such convention as the nominees of such party for  
87 electors of President and Vice-President of the United States in  
88 accordance with the provisions of section 9-175.

89 Sec. 4. Section 9-404a of the general statutes is repealed and the  
90 following is substituted in lieu thereof (*Effective January 1, 2016*):

91 Petition forms for candidacies for nomination by a political party to  
92 a state office, as defined in section 9-372, or the district office of  
93 representative in Congress shall be available from the Secretary of the  
94 State beginning on the one-hundred-fifth day preceding the day of the  
95 primary for such state and district offices. Petition forms for  
96 candidacies for nomination by a political party to the district office of  
97 judge of probate, state senator or state representative shall be available  
98 from the Secretary of the State beginning on the seventy-seventh day  
99 preceding the day of the primary for such office. Any person who  
100 requests a petition form shall give the person's name and address and  
101 the name, address and office sought of each candidate for whom the  
102 petition is being obtained and shall file a statement signed by each  
103 such candidate that such candidate consents to be a candidate for such  
104 office, except that no petition form for candidacy for nomination by a  
105 political party to the state office of Governor or Lieutenant Governor  
106 shall be requested unless such petition is being obtained for the joint  
107 candidacy for such party's nomination as a ticket to both such offices.  
108 Each such candidate shall include on the statement of consent the  
109 candidate's name as the candidate authorizes it to appear on the ballot.  
110 Upon receiving such information and statement, the Secretary shall  
111 type or print on a petition form the name and address of each such  
112 candidate, the office sought and the political party holding the  
113 primary. The Secretary shall give to any person requesting such form  
114 one or more petition pages, suitable for duplication, as the Secretary  
115 deems necessary. If the person is requesting the form on behalf of an

116 indigent candidate or a group of indigent candidates listed on the  
117 same petition, the Secretary shall give the person the number of  
118 original pages that the person requests or the number which the  
119 Secretary deems sufficient. An original petition page filled in by the  
120 Secretary may be duplicated by or on behalf of the candidate or  
121 candidates listed on the page and signatures may be obtained on such  
122 duplicates. The duplicates may be filed in the same manner and shall  
123 be subject to the same requirements as original petition pages. All  
124 information relative to primary petitions shall be a public record.

125 Sec. 5. Section 9-451 of the general statutes is repealed and the  
126 following is substituted in lieu thereof (*Effective January 1, 2016*):

127 The nomination by a minor party of any candidate for office,  
128 including an office established after the last-preceding election, and the  
129 selection in a municipality by a minor party of town committee  
130 members or delegates to conventions may be made in the manner  
131 prescribed in the rules of such party, or alterations or amendments  
132 thereto, filed with the Secretary of the State in accordance with section  
133 9-374, except that no nomination by a minor party for the state office of  
134 Governor or Lieutenant Governor shall be filed unless a joint  
135 nomination by such party as a ticket for both such offices is filed.

136 Sec. 6. Subsection (a) of section 9-437 of the general statutes is  
137 repealed and the following is substituted in lieu thereof (*Effective*  
138 *January 1, 2016*):

139 (a) At the top of each ballot shall be printed the name of the party  
140 holding the primary, and each ballot shall contain the names of all  
141 candidates to be voted upon at such primary, except the names of  
142 justices of the peace. The vertical columns shall be headed by the  
143 designation of the office or position and instructions as to the number  
144 for which an elector may vote for such office or position, in the same  
145 manner as a ballot used in a regular election, except that the  
146 designations for the state offices of Governor and Lieutenant Governor  
147 shall be in the same vertical column. The name of each candidate for  
148 town committee or municipal office, except for the municipal offices of

149 state senator and state representative, shall appear on the ballot as it  
150 appears on the registry list of such candidate's town of voting  
151 residence, except as provided in section 9-42a. The name of each  
152 candidate for state or district office or for the municipal offices of state  
153 senator or state representative shall appear on the ballot as it appears  
154 on the certificate or statement of consent filed under section 9-388, as  
155 amended by this act, 9-391, 9-400, as amended by this act, or 9-409,  
156 except that the names of the candidates campaigning jointly for  
157 nomination as a ticket to the state offices of Governor and Lieutenant  
158 Governor shall further be so placed on the ballot in any such primary  
159 that an elector eligible to vote in such primary will cast a single vote  
160 for both candidates. On the first horizontal line, below the designation  
161 of the office or position in each column, shall be placed the name of the  
162 party-endorsed candidate for such office or position, such name to be  
163 marked with an asterisk; provided, where more than one person may  
164 be voted for for any office or position, the names of the party-endorsed  
165 candidates shall be arranged in alphabetical order from left to right  
166 under the appropriate office or position designation and shall  
167 continue, if necessary, from left to right on the next lower line or lines.  
168 In the case of no party endorsement there shall be inserted the  
169 designation "no party endorsement" at the head of the vertical column,  
170 immediately beneath the designation of the office or position. On the  
171 horizontal lines below the line for party-endorsed candidates shall be  
172 placed, in the appropriate columns, the names of all other candidates  
173 as hereinafter provided.

174 Sec. 7. Subdivision (1) of subsection (g) of section 9-607 of the  
175 general statutes is repealed and the following is substituted in lieu  
176 thereof (*Effective from passage*):

177 (g) (1) As used in this subsection, (A) "the lawful purposes of the  
178 committee" means: (i) For a candidate committee or exploratory  
179 committee, the promoting of the nomination or election of the  
180 candidate who established the committee, except that after a joint  
181 endorsement for nomination as a ticket, pursuant to section 1 of this  
182 act, the filing of a joint candidacy for nomination as a ticket, pursuant

183 to section 9-400, as amended by this act, or a political party nominates  
184 candidates for election to the offices of Governor and Lieutenant  
185 Governor, whose names shall be so placed on the ballot in the election  
186 that an elector will cast a single vote for both candidates, as prescribed  
187 in section 9-181, a candidate committee established by either such  
188 candidate may also promote the nomination or election of the other  
189 such candidate; (ii) for a political committee, the promoting of a  
190 political party, including party building activities, the success or defeat  
191 of candidates for nomination and election to public office or position  
192 subject to the requirements of this chapter, or the success or defeat of  
193 referendum questions, provided a political committee formed for a  
194 single referendum question shall not promote the success or defeat of  
195 any candidate, and provided further a legislative leadership committee  
196 or a legislative caucus committee may expend funds to defray costs for  
197 conducting legislative or constituency-related business which are not  
198 reimbursed or paid by the state; and (iii) for a party committee, the  
199 promoting of the party, party building activities, the candidates of the  
200 party and continuing operating costs of the party, and (B) "immediate  
201 family" means a spouse or dependent child of a candidate who resides  
202 in the candidate's household.

203 Sec. 8. Subsection (a) of section 9-616 of the general statutes is  
204 repealed and the following is substituted in lieu thereof (*Effective from*  
205 *passage*):

206 (a) A candidate committee shall not make contributions to, or for the  
207 benefit of, (1) a party committee, (2) a political committee, (3) a  
208 committee of a candidate for federal or out-of-state office, (4) a national  
209 committee, or (5) another candidate committee except that (A) a pro  
210 rata sharing of certain expenses in accordance with subsection (b) of  
211 section 9-610 shall be permitted, and (B) after a joint endorsement for  
212 nomination as a ticket, pursuant to section 1 of this act, the filing of a  
213 joint candidacy for nomination as a ticket, pursuant to section 9-400, as  
214 amended by this act, or a political party nominates candidates for  
215 election to the offices of Governor and Lieutenant Governor, whose  
216 names shall be so placed on the ballot in the election or primary, as the

217 case may be, that an elector will cast a single vote for both candidates,  
218 as prescribed in section 9-181 or 9-437, as amended by this act, as the  
219 case may be, an expenditure by a candidate committee established by  
220 either such candidate that benefits the candidate committee established  
221 by the other such candidate shall be permitted.

222 Sec. 9. Subsection (a) of section 9-704 of the general statutes is  
223 repealed and the following is substituted in lieu thereof (*Effective*  
224 *January 1, 2016*):

225 (a) The amount of qualifying contributions that the candidate  
226 committee of a candidate shall be required to receive in order to be  
227 eligible for grants from the Citizens' Election Fund shall be:

228 (1) In the case of [a candidate for nomination or election to the office  
229 of Governor] candidates campaigning jointly for nomination or  
230 election to the offices of Governor and Lieutenant Governor, pursuant  
231 to section 9-709, as amended by this act, contributions from individuals  
232 in the aggregate amount of two hundred fifty thousand dollars, of  
233 which two hundred twenty-five thousand dollars or more is  
234 contributed by individuals residing in the state. The provisions of this  
235 subdivision shall be subject to the following: (A) The candidate  
236 committee of the candidates campaigning jointly for nomination or  
237 election shall return the portion of any contribution or contributions  
238 from any individual, including [said candidate] either of said  
239 candidates, that exceeds one hundred dollars, and such excess portion  
240 shall not be considered in calculating such amounts, and (B) all  
241 contributions received by [(i) an exploratory committee established by  
242 said candidate, or (ii) an exploratory committee or candidate  
243 committee of a candidate for the office of Lieutenant Governor who is  
244 deemed to be jointly campaigning with a candidate for nomination or  
245 election to the office of Governor under subsection (a) of section 9-709,]  
246 any exploratory committee or candidate committee established by  
247 either of said candidates campaigning jointly which meet the criteria  
248 for qualifying contributions to candidate committees under this section  
249 shall be considered in calculating such amounts; and

250       (2) In the case of a candidate for nomination or election to the office  
251 of [Lieutenant Governor,] Attorney General, State Comptroller, State  
252 Treasurer or Secretary of the State, contributions from individuals in  
253 the aggregate amount of seventy-five thousand dollars, of which sixty-  
254 seven thousand five hundred dollars or more is contributed by  
255 individuals residing in the state. The provisions of this subdivision  
256 shall be subject to the following: (A) The candidate committee shall  
257 return the portion of any contribution or contributions from any  
258 individual, including said candidate, that exceeds one hundred dollars,  
259 and such excess portion shall not be considered in calculating such  
260 amounts, and (B) all contributions received by an exploratory  
261 committee established by said candidate that meet the criteria for  
262 qualifying contributions to candidate committees under this section  
263 shall be considered in calculating such amounts.

264       (3) In the case of a candidate for nomination or election to the office  
265 of state senator for a district, contributions from individuals in the  
266 aggregate amount of fifteen thousand dollars, including contributions  
267 from at least three hundred individuals residing in municipalities  
268 included, in whole or in part, in said district. The provisions of this  
269 subdivision shall be subject to the following: (A) The candidate  
270 committee shall return the portion of any contribution or contributions  
271 from any individual, including said candidate, that exceeds one  
272 hundred dollars, and such excess portion shall not be considered in  
273 calculating the aggregate contribution amount under this subdivision,  
274 (B) no contribution shall be counted for the purposes of the  
275 requirement under this subdivision for contributions from at least  
276 three hundred individuals residing in municipalities included, in  
277 whole or in part, in the district unless the contribution is five dollars or  
278 more, and (C) all contributions received by an exploratory committee  
279 established by said candidate that meet the criteria for qualifying  
280 contributions to candidate committees under this section shall be  
281 considered in calculating the aggregate contribution amount under  
282 this subdivision and all such exploratory committee contributions that  
283 also meet the requirement under this subdivision for contributions  
284 from at least three hundred individuals residing in municipalities

285 included, in whole or in part, in the district shall be counted for the  
286 purposes of said requirement.

287 (4) In the case of a candidate for nomination or election to the office  
288 of state representative for a district, contributions from individuals in  
289 the aggregate amount of five thousand dollars, including contributions  
290 from at least one hundred fifty individuals residing in municipalities  
291 included, in whole or in part, in said district. The provisions of this  
292 subdivision shall be subject to the following: (A) The candidate  
293 committee shall return the portion of any contribution or contributions  
294 from any individual, including said candidate, that exceeds one  
295 hundred dollars, and such excess portion shall not be considered in  
296 calculating the aggregate contribution amount under this subdivision,  
297 (B) no contribution shall be counted for the purposes of the  
298 requirement under this subdivision for contributions from at least one  
299 hundred fifty individuals residing in municipalities included, in whole  
300 or in part, in the district unless the contribution is five dollars or more,  
301 and (C) all contributions received by an exploratory committee  
302 established by said candidate that meet the criteria for qualifying  
303 contributions to candidate committees under this section shall be  
304 considered in calculating the aggregate contribution amount under  
305 this subdivision and all such exploratory committee contributions that  
306 also meet the requirement under this subdivision for contributions  
307 from at least one hundred fifty individuals residing in municipalities  
308 included, in whole or in part, in the district shall be counted for the  
309 purposes of said requirement.

310 (5) Notwithstanding the provisions of subdivisions (3) and (4) of  
311 this subsection, in the case of a special election for the office of state  
312 senator or state representative for a district, (A) the aggregate amount  
313 of qualifying contributions that the candidate committee of a candidate  
314 for such office shall be required to receive in order to be eligible for a  
315 grant from the Citizens' Election Fund shall be seventy-five per cent or  
316 more of the corresponding amount required under the applicable said  
317 subdivision (3) or (4), and (B) the number of contributions required  
318 from individuals residing in municipalities included, in whole or in

319 part, in said district shall be seventy-five per cent or more of the  
320 corresponding number required under the applicable said subdivision  
321 (3) or (4).

322 Sec. 10. Subsections (a) to (c), inclusive, of section 9-705 of the  
323 general statutes are repealed and the following is substituted in lieu  
324 thereof (*Effective January 1, 2016*):

325 (a) (1) The qualified candidate committee of [a major party  
326 candidate for the office of Governor who has a primary for nomination  
327 to said office] major party candidates campaigning jointly for the  
328 offices of Governor and Lieutenant Governor, pursuant to section 9-  
329 709, as amended by this act, who have a primary for nomination as a  
330 ticket to said offices shall be eligible to receive a grant from the  
331 Citizens' Election Fund for the primary campaign in the amount of one  
332 million two hundred fifty thousand dollars, provided, in the case of a  
333 primary held in 2014, or thereafter, said amount shall be adjusted  
334 under subsection (d) of this section.

335 (2) The qualified candidate committee of [a candidate for the office  
336 of Governor who has been nominated, or who has] candidates  
337 nominated as a ticket to and campaigning jointly for the offices of  
338 Governor and Lieutenant Governor, pursuant to section 9-709, as  
339 amended by this act, or candidates campaigning jointly for said offices  
340 who have qualified to appear on the election ballot in accordance with  
341 the provisions of subpart C of part III of chapter 153, shall be eligible to  
342 receive a grant from the fund for the general election campaign in the  
343 amount of six million dollars, provided in the case of an election held  
344 in 2014, or thereafter, said amount shall be adjusted under subsection  
345 (d) of this section.

346 (b) (1) The qualified candidate committee of a major party candidate  
347 for the office of [Lieutenant Governor,] Attorney General, State  
348 Comptroller, Secretary of the State or State Treasurer who has a  
349 primary for nomination to said office shall be eligible to receive a grant  
350 from the fund for the primary campaign in the amount of three  
351 hundred seventy-five thousand dollars, provided, in the case of a

352 primary held in 2014, or thereafter, said amount shall be adjusted  
353 under subsection (d) of this section.

354 (2) The qualified candidate committee of a candidate for the office of  
355 Attorney General, State Comptroller, Secretary of the State or State  
356 Treasurer who has been nominated, or who has qualified to appear on  
357 the election ballot in accordance with the provisions of subpart C of  
358 part III of chapter 153, shall be eligible to receive a grant from the fund  
359 for the general election campaign in the amount of seven hundred fifty  
360 thousand dollars, provided in the case of an election held in 2014, or  
361 thereafter, said amount shall be adjusted under subsection (d) of this  
362 section.

363 (c) (1) Notwithstanding the provisions of subsections (a) and (b) of  
364 this section, the qualified candidate committee of eligible minor party  
365 candidates campaigning jointly for the offices of Governor and  
366 Lieutenant Governor, pursuant to section 9-709, as amended by this  
367 act, or the qualified candidate committee of an eligible minor party  
368 candidate for the office of [Governor, Lieutenant Governor,] Attorney  
369 General, State Comptroller, Secretary of the State or State Treasurer  
370 shall be eligible to receive a grant from the fund for the general  
371 election campaign if the candidate of the same minor party for the  
372 same office at the last preceding regular election received at least ten  
373 per cent of the whole number of votes cast for all candidates for said  
374 office at said election. The amount of the grant shall be one-third of the  
375 amount of the general election campaign grant under subsection (a) or  
376 (b) of this section for a candidate for the same office, provided (A) if  
377 the candidate of the same minor party for the same office at the last  
378 preceding regular election received at least fifteen per cent of the  
379 whole number of votes cast for all candidates for said office at said  
380 election, the amount of the grant shall be two-thirds of the amount of  
381 the general election campaign grant under subsection (a) or (b) of this  
382 section for a candidate for the same office, (B) if the candidate of the  
383 same minor party for the same office at the last preceding regular  
384 election received at least twenty per cent of the whole number of votes  
385 cast for all candidates for said office at said election, the amount of the

386 grant shall be the same as the amount of the general election campaign  
387 grant under subsection (a) or (b) of this section for a candidate for the  
388 same office, and (C) in the case of an election held in 2014, or  
389 thereafter, said amounts shall be adjusted under subsection (d) of this  
390 section.

391 (2) Notwithstanding the provisions of subsections (a) and (b) of this  
392 section, the qualified candidate committee of eligible petitioning party  
393 candidates campaigning jointly for the offices of Governor and  
394 Lieutenant Governor, pursuant to section 9-709, as amended by this  
395 act, or the qualified candidate committee of an eligible petitioning  
396 party candidate for the office of [Governor, Lieutenant Governor,]  
397 Attorney General, State Comptroller, Secretary of the State or State  
398 Treasurer shall be eligible to receive a grant from the fund for the  
399 general election campaign if said candidate's nominating petition has  
400 been signed by a number of qualified electors equal to at least ten per  
401 cent of the whole number of votes cast for the same office at the last  
402 preceding regular election. The amount of the grant shall be one-third  
403 of the amount of the general election campaign grant under subsection  
404 (a) or (b) of this section for a candidate for the same office, provided  
405 (A) if said candidate's nominating petition has been signed by a  
406 number of qualified electors equal to at least fifteen per cent of the  
407 whole number of votes cast for the same office at the last preceding  
408 regular election, the amount of the grant shall be two-thirds of the  
409 amount of the general election campaign grant under subsection (a) or  
410 (b) of this section for a candidate for the same office, (B) if said  
411 candidate's nominating petition has been signed by a number of  
412 qualified electors equal to at least twenty per cent of the whole number  
413 of votes cast for the same office at the last preceding regular election,  
414 the amount of the grant shall be the same as the amount of the general  
415 election campaign grant under subsection (a) or (b) of this section for a  
416 candidate for the same office, and (C) in the case of an election held in  
417 2014, or thereafter, said amounts shall be adjusted under subsection (d)  
418 of this section.

419 (3) In addition to the provisions of subdivisions (1) and (2) of this

420 subsection, the qualified candidate committee of eligible petitioning  
421 party candidates campaigning jointly for the offices of Governor and  
422 Lieutenant Governor, pursuant to section 9-709, as amended by this  
423 act, the qualified candidate committee of eligible minor party  
424 candidates campaigning jointly for the offices of Governor and  
425 Lieutenant Governor, pursuant to said section, and the qualified  
426 candidate committee of an eligible petitioning party candidate and the  
427 qualified candidate committee of an eligible minor party candidate for  
428 the office of [Governor, Lieutenant Governor,] Attorney General, State  
429 Comptroller, Secretary of the State or State Treasurer shall be eligible  
430 to receive a supplemental grant from the fund after the general election  
431 if the treasurer of such candidate committee reports a deficit in the first  
432 statement filed after the general election, pursuant to section 9-608, and  
433 such candidate received a greater percentage of the whole number of  
434 votes cast for all candidates for said office at said election than the  
435 percentage of votes utilized by such candidate to obtain a general  
436 election campaign grant described in subdivision (1) or (2) of this  
437 subsection. The amount of such supplemental grant shall be calculated  
438 as follows:

439 (A) In the case of any such candidate who receives more than ten  
440 per cent, but not more than fifteen per cent, of the whole number of  
441 votes cast for all candidates for said office at said election, the grant  
442 shall be the product of (i) a fraction in which the numerator is the  
443 difference between the percentage of such whole number of votes  
444 received by such candidate and ten per cent and the denominator is  
445 ten, and (ii) two-thirds of the amount of the general election campaign  
446 grant under subsection (a) or (b) of this section for a major party  
447 candidate for the same office.

448 (B) In the case of any such candidate who receives more than fifteen  
449 per cent, but less than twenty per cent, of the whole number of votes  
450 cast for all candidates for said office at said election, the grant shall be  
451 the product of (i) a fraction in which the numerator is the difference  
452 between the percentage of such whole number of votes received by  
453 such candidate and fifteen per cent and the denominator is five, and

454 (ii) one-third of the amount of the general election campaign grant  
455 under subsection (a) or (b) of this section for a major party candidate  
456 for the same office.

457 (C) The sum of the general election campaign grant received by any  
458 such candidate and a supplemental grant under this subdivision shall  
459 not exceed one hundred per cent of the amount of the general election  
460 campaign grant under subsection (a) or (b) of this section for a major  
461 party candidate for the same office.

462 Sec. 11. Subdivision (5) of subsection (j) of section 9-705 of the  
463 general statutes is repealed and the following is substituted in lieu  
464 thereof (*Effective January 1, 2016*):

465 (5) The amount of the primary grant or general election campaign  
466 grant for a qualified candidate committee shall be reduced, pursuant to  
467 the provisions of this subdivision, if such candidate committee has  
468 control and custody over lawn signs from any prior election or  
469 primary in the following applicable amount: (A) Five hundred or more  
470 lawn signs for the qualified candidate committee of major party  
471 candidates campaigning jointly for the offices of Governor and  
472 Lieutenant Governor, pursuant to section 9-709, as amended by this  
473 act, the qualified candidate committee of eligible minor party  
474 candidates campaigning jointly for the offices of Governor and  
475 Lieutenant Governor, pursuant to said section, or the qualified  
476 candidate committee of eligible petitioning party candidates  
477 campaigning jointly for the offices of Governor and Lieutenant  
478 Governor, pursuant to said section, or the qualified candidate  
479 committee of a candidate for the office of [Governor, Lieutenant  
480 Governor,] Attorney General, State Comptroller, Secretary of the State  
481 or State Treasurer, (B) one hundred or more lawn signs for the  
482 qualified candidate committee of a candidate for the office of state  
483 senator, or (C) fifty or more lawn signs for the qualified candidate  
484 committee of a candidate for the office of state representative. If such  
485 qualified candidate committee has custody and control over lawn  
486 signs in the applicable amount, as described in this subdivision, the

487 grant from the fund for the primary campaign or general election  
488 campaign, as applicable, for such qualified candidate committee shall  
489 be reduced as follows: (i) Two thousand five hundred dollars for the  
490 qualified candidate committee of major party candidates campaigning  
491 jointly for the offices of Governor and Lieutenant Governor, pursuant  
492 to section 9-709, as amended by this act, the qualified candidate  
493 committee of eligible minor party candidates campaigning jointly for  
494 the offices of Governor and Lieutenant Governor, pursuant to said  
495 section, or the qualified candidate committee of eligible petitioning  
496 party candidates campaigning jointly for the offices of Governor and  
497 Lieutenant Governor, pursuant to said section, or the qualified  
498 candidate committee of a candidate for the office of [Governor,  
499 Lieutenant Governor,] Attorney General, State Comptroller, Secretary  
500 of the State or State Treasurer, (ii) five hundred dollars for the  
501 qualified candidate committee of a candidate for the office of state  
502 senator, or (iii) two hundred fifty dollars for the qualified candidate  
503 committee of a candidate for the office of state representative. In no  
504 event shall such a reduction be made both to a qualified candidate  
505 committee's primary campaign grant and to such candidate  
506 committee's general election grant. No reduction in either the primary  
507 campaign or general election campaign for a qualified candidate  
508 committee's grant shall be taken for any lawn sign that is not in the  
509 custody or control of the qualified candidate committee. Nothing in  
510 this subdivision shall be construed to apply to any item other than  
511 lawn signs.

512 Sec. 12. Subdivisions (1) and (2) of subsection (a) of section 9-706 of  
513 the general statutes are repealed and the following is substituted in  
514 lieu thereof (*Effective January 1, 2016*):

515 (a) (1) A participating candidate for nomination to the office of state  
516 senator or state representative in 2008, or thereafter, or the office of  
517 [Governor, Lieutenant Governor,] Attorney General, State  
518 Comptroller, Secretary of the State or State Treasurer, or a  
519 participating candidate campaigning jointly with another participating  
520 candidate for nomination to the offices of Governor and Lieutenant

521 Governor, in 2010, or thereafter, may apply to the State Elections  
522 Enforcement Commission for a grant from the fund under the Citizens'  
523 Election Program for a primary campaign, after the close of the state  
524 convention of the candidate's party that is called for the purpose of  
525 choosing candidates for nomination for the office that the candidate is  
526 seeking, if a primary is required under chapter 153, and (A) said party  
527 endorses the candidate for the office that the candidate is seeking, (B)  
528 the candidate is seeking nomination to the office of Governor,  
529 Lieutenant Governor, Attorney General, State Comptroller, State  
530 Treasurer or Secretary of the State or the district office of state senator  
531 or state representative and receives at least fifteen per cent of the votes  
532 of the convention delegates present and voting on any roll-call vote  
533 taken on the endorsement or proposed endorsement of a candidate for  
534 the office the candidate is seeking, or (C) the candidate circulates a  
535 petition and obtains the required number of signatures for (i) filing a  
536 joint candidacy for nomination as a ticket to the offices of Governor  
537 and Lieutenant Governor, pursuant to section 9-400, as amended by  
538 this act, (ii) filing a candidacy for nomination [for (i)] to the office of  
539 [Governor, Lieutenant Governor,] Attorney General, State  
540 Comptroller, State Treasurer or Secretary of the State or the district  
541 office of state senator or state representative, pursuant to section 9-400,  
542 as amended by this act, or [(ii)] (iii) filing a candidacy for nomination  
543 to the municipal office of state senator or state representative, pursuant  
544 to section 9-406, whichever is applicable. The State Elections  
545 Enforcement Commission shall make any such grants to participating  
546 candidates in accordance with the provisions of subsections (d) to (g),  
547 inclusive, of this section.

548 (2) A participating candidate for nomination to the office of state  
549 senator or state representative in 2008, or thereafter, or the office of  
550 [Governor,] Attorney General, State Comptroller, Secretary of the State  
551 or State Treasurer, or a participating candidate campaigning jointly  
552 with another participating candidate for nomination as a ticket to the  
553 offices of Governor and Lieutenant Governor, in 2010, or thereafter,  
554 may apply to the State Elections Enforcement Commission for a grant  
555 from the fund under the Citizens' Election Program for a general

556 election campaign:

557 (A) After the close of the state or district convention or municipal  
558 caucus, convention or town committee meeting, whichever is  
559 applicable, of the candidate's party that is called for the purpose of  
560 choosing candidates for nomination for the office that the candidate is  
561 seeking, if (i) said party endorses said candidate for the office that the  
562 candidate is seeking and no other candidate of said party files a  
563 candidacy with the Secretary of the State in accordance with the  
564 provisions of section 9-400, as amended by this act, or 9-406, whichever  
565 is applicable, (ii) the candidate is seeking election to the office of  
566 Governor, Lieutenant Governor, Attorney General, State Comptroller,  
567 State Treasurer or Secretary of the State or the district office of state  
568 senator or state representative and receives at least fifteen per cent of  
569 the votes of the convention delegates present and voting on any roll-  
570 call vote taken on the endorsement or proposed endorsement of a  
571 candidate for the office the candidate is seeking, no other candidate for  
572 said office at such convention either receives the party endorsement or  
573 said percentage of said votes for said endorsement or files a certificate  
574 of endorsement with the Secretary of the State in accordance with the  
575 provisions of section 9-388, as amended by this act, or a candidacy  
576 with the Secretary of the State in accordance with the provisions of  
577 section 9-400, as amended by this act, and no other candidate for said  
578 office circulates a petition and obtains the required number of  
579 signatures for filing a candidacy for nomination [for] to said office  
580 pursuant to section 9-400, as amended by this act, (iii) the candidate is  
581 seeking election to the office of Governor, Lieutenant Governor,  
582 Attorney General, State Comptroller, State Treasurer or Secretary of  
583 the State or the district office of state senator or state representative,  
584 circulates a petition and obtains the required number of signatures for  
585 filing a candidacy for nomination [for] to said office pursuant to  
586 section 9-400, as amended by this act, and no other candidate for said  
587 office at the state or district convention either receives the party  
588 endorsement or said percentage of said votes for said endorsement or  
589 files a certificate of endorsement with the Secretary of the State in  
590 accordance with the provisions of section 9-388, as amended by this

591 act, or a candidacy with the Secretary of the State in accordance with  
592 the provisions of section 9-400, as amended by this act, or (iv) the  
593 candidate is seeking election to the municipal office of state senator or  
594 state representative, circulates a petition and obtains the required  
595 number of signatures for filing a candidacy for nomination [for] to the  
596 office the candidate is seeking pursuant to section 9-406 and no other  
597 candidate for said office at the caucus, convention or town committee  
598 meeting either receives the party endorsement or files a certification of  
599 endorsement with the town clerk in accordance with the provisions of  
600 section 9-391;

601 (B) After any primary held by such party for nomination for said  
602 office, if the Secretary of the State declares that the candidate is the  
603 party nominee in accordance with the provisions of section 9-440;

604 (C) In the case of a minor party candidate, after the nomination of  
605 such candidate is certified and filed with the Secretary of the State  
606 pursuant to section 9-452; or

607 (D) In the case of a petitioning party candidate, after approval by  
608 the Secretary of the State of such candidate's nominating petition  
609 pursuant to section 9-453o.

610 Sec. 13. Section 9-709 of the general statutes is repealed and the  
611 following is substituted in lieu thereof (*Effective from passage*):

612 (a) For purposes of this section, expenditures made to aid or  
613 promote the success of both a candidate for nomination or election to  
614 the office of Governor and a candidate for nomination or election to  
615 the office of Lieutenant Governor jointly, shall be considered  
616 expenditures made to aid or promote the success of a candidate for  
617 nomination or election to the office of Governor. The party-endorsed  
618 candidate for nomination or election to the office of Lieutenant  
619 Governor and the party-endorsed candidate for nomination or election  
620 to the office of Governor shall be deemed to be aiding or promoting  
621 the success of both candidates jointly [upon the earliest of the  
622 following: (1) The primary, whether held for the office of Governor, the

623 office of Lieutenant Governor, or both; (2) if no primary is held for the  
624 office of Governor or Lieutenant Governor, the fourteenth day  
625 following the close of the convention; or (3) a declaration by the party-  
626 endorsed candidates that they will campaign jointly. Any other  
627 candidate for nomination or election to the office of Lieutenant  
628 Governor shall be deemed to be aiding or promoting the success of  
629 such candidacy for the office of Lieutenant Governor and the success  
630 of a candidate for nomination or election to the office of Governor  
631 jointly upon a declaration by the candidates that they shall campaign  
632 jointly] upon: (1) In the case of major party candidates, the earlier of  
633 (A) the joint endorsement for nomination as a ticket, or (B) the filing of  
634 a joint candidacy for nomination as a ticket; (2) in the case of eligible  
635 minor party candidates, the joint nomination as a ticket; or (3) in the  
636 case of eligible petitioning party candidates, the approval of such  
637 candidates' nominating petition by the Secretary of the State.

638 (b) If a candidate for nomination or election to the office of  
639 Lieutenant Governor is campaigning jointly with a candidate for  
640 nomination or election to the office of Governor, the candidate  
641 committee and any exploratory committee for the candidate for the  
642 office of Lieutenant Governor shall be dissolved as of the applicable  
643 date set forth in subsection (a) of this section. Not later than fifteen  
644 days after said date, the treasurer of the candidate committee formed  
645 to aid or promote the success of said candidate for nomination or  
646 election to the office of Lieutenant Governor shall file a statement with  
647 the proper authority under section 9-603, identifying all contributions  
648 received or expenditures made by the committee since the previous  
649 statement and the balance on hand or deficit, as the case may be. Not  
650 later than thirty days after the applicable date set forth in subsection  
651 (a) of this section, (1) the treasurer of a qualified candidate committee  
652 formed to aid or promote the success of said candidate for nomination  
653 or election to the office of Lieutenant Governor shall distribute any  
654 surplus to the fund, and (2) the treasurer of a nonqualified candidate  
655 committee formed to aid or promote the success of said candidate for  
656 nomination or election to the office of Lieutenant Governor shall  
657 distribute such surplus in accordance with the provisions of subsection

658 (e) of section 9-608.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section
Sec. 2	<i>January 1, 2016</i>	9-400(a)
Sec. 3	<i>January 1, 2016</i>	9-388
Sec. 4	<i>January 1, 2016</i>	9-404a
Sec. 5	<i>January 1, 2016</i>	9-451
Sec. 6	<i>January 1, 2016</i>	9-437(a)
Sec. 7	<i>from passage</i>	9-607(g)(1)
Sec. 8	<i>from passage</i>	9-616(a)
Sec. 9	<i>January 1, 2016</i>	9-704(a)
Sec. 10	<i>January 1, 2016</i>	9-705(a) to (c)
Sec. 11	<i>January 1, 2016</i>	9-705(j)(5)
Sec. 12	<i>January 1, 2016</i>	9-706(a)(1) and (2)
Sec. 13	<i>from passage</i>	9-709

**Statement of Legislative Commissioners:**

In Section 7(g)(1)(A)(i) and Section 8(a)(5)(B), "or 9-404a, as amended by this act," was struck for accuracy.

**GAE**      *Joint Favorable Subst.*

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

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### ***OFA Fiscal Note***

#### ***State Impact:***

<b>Agency Affected</b>	<b>Fund-Effect</b>	<b>FY 16 \$</b>	<b>FY 17 \$</b>
Resources of the Citizen's Election Fund	CEF - Savings	None	None

Note: CEF=Citizens Election Fund

#### ***Municipal Impact:*** None

#### ***Explanation***

The bill requires candidates for Lieutenant Governor to join with candidates for Governor during the nomination and election process and eliminates the existing primary election grant for Lieutenant Governor. This bill has no fiscal impact in FY 16 or FY 17.

During the 2014 election cycle, the primary election grant for Lieutenant Governor candidates was approximately \$406,275; an amount that will be increased according to inflation for the 2018 election cycle.

In FY 19, which includes the FY 18 election cycle, the bill is anticipated to result in a savings to the Citizens Election Fund. The level of such savings is dependent on the level of inflation and number of qualifying candidates but is anticipated to be approximately \$1.3 million.

#### ***The Out Years***

The fiscal impact identified in FY 19 above would continue into the future, and be realized every four years, subject to inflation.

**OLR Bill Analysis****sHB 6110*****AN ACT REQUIRING JOINT CAMPAIGNING BY CANDIDATES FOR GOVERNOR AND LIEUTENANT GOVERNOR IN PRIMARIES.*****SUMMARY:**

This bill requires that major political parties endorse and nominate candidates for governor and lieutenant governor together as a ticket. The state constitution requires that candidates for these offices be elected as a ticket in a general election (Article Fourth, Section Three), but current law allows political parties to endorse and nominate them separately (e.g., electors in a primary election cast separate votes for governor and lieutenant governor candidates).

The bill makes numerous conforming changes to statutes concerning (1) party endorsements and nominations and (2) campaign finance and the Citizens' Election Program (CEP). Among other things, it requires that (1) electors in a primary election cast a single vote for both candidates and (2) eliminates the ability of candidates participating in the CEP for lieutenant governor to receive a CEP grant for a primary election. (They would instead be funded by the grant made to the gubernatorial candidate, as they are in the general election.)

**EFFECTIVE DATE:** January 1, 2016, except the provisions concerning (1) nominations by conventions, (2) lawful purposes of a candidate committee, (3) pre-nomination expenditures, and (4) the timeframe by which candidates must begin campaigning jointly are effective upon passage.

**§§ 1-6 — ENDORSEMENTS AND NOMINATIONS**

The bill makes several conforming changes to the statutes governing party endorsements and nominations, including requiring that:

1. the candidates for governor and lieutenant governor endorsed by the party convention file with the secretary of state a certificate of joint endorsement, rather than separate endorsement certificates as under current law;
2. other candidates for governor and lieutenant governor seeking the party's nomination file a joint candidacy for the nomination with the secretary;
3. candidates petitioning for the party's nomination request a petition for a joint candidacy; and
4. the ballot for a primary election be designed so that (a) designations for the office of governor and lieutenant governor appear in the same column and (b) an elector casts a single vote for both candidates.

By law, a candidate who is not endorsed by the convention may appear on the primary election ballot for a state office if he or she (1) receives at least 15% of the delegate vote for that office on a roll-call vote at the party convention or (2) files a petition signed by at least 2% of the party's enrolled members. Party-endorsed candidates and those receiving at least 15% of the vote at the convention must file a signed certificate with the secretary of the state in order to accept the endorsement or appear on the ballot, respectively.

Presumably under the bill, candidates for governor and lieutenant governor jointly seeking the nomination must both sign the certificate filed with the secretary. It is unclear whether those petitioning for the nomination must file joint or separate petitions.

## **§§ 7-13 — CAMPAIGN FINANCE**

### **§§ 7 & 8 — Candidate Committees**

By law, a candidate committee's "lawful purpose" is to promote the nomination or election of the candidate who established the committee. Additionally, candidate committees for governor and lieutenant governor may make expenditures to promote the other

candidate once they have been nominated to appear together on the general election ballot.

The bill allows these committees to also make expenditures promoting the other candidate's nomination. They may do so upon the filing of a joint candidacy for nomination as a ticket.

### **§§ 9-13 — Citizens' Election Program**

The law prohibits candidates for lieutenant governor from receiving a general election CEP grant; they are instead funded by the gubernatorial candidate's committee and must dissolve their own candidate committees as soon as they begin joint campaigning. It establishes criteria under which candidates for governor and lieutenant governor are deemed to be campaigning jointly for purposes of participating in the CEP (e.g., for major party candidates under current law, no later than when the results of a primary are known).

The bill modifies these criteria. Under current law, party-endorsed candidates are deemed to be campaigning jointly (1) when the results of a primary are known, if there is a primary for either or both offices; (2) the 14<sup>th</sup> day following the convention, if there is no primary; or (3) when they declare that they will campaign as a single ticket, whichever is earliest. Candidates other than party-endorsed candidates can also declare that they are campaigning jointly.

Instead, under the bill, party-endorsed candidates are deemed to be campaigning jointly upon the (1) joint endorsement for nomination as a ticket or (2) filing of a joint candidacy for nomination as a ticket. Minor party and petitioning candidates are deemed to be campaigning jointly upon their joint nomination or the approval of their nominating petitions, respectively.

### **Qualifying Contributions and Grants.**

The bill eliminates the ability of a candidate for lieutenant governor to receive a CEP grant for a primary election. Under current law, he or

she (1) must raise \$75,000 in qualifying contributions (QC) of up to \$100, of which \$67,500 must be from Connecticut residents, and (2) may receive a grant of \$375,000 for the primary, plus inflation adjustments (e.g., \$406,275 in 2014).

The bill instead allows participating candidates for governor and lieutenant governor who campaign jointly to receive a single CEP grant for the primary. The candidates (1) must raise \$250,000 in QCs, of which \$225,000 must be from Connecticut residents, and (2) may receive a primary grant of \$1,250,000, plus inflation adjustments (e.g., \$1,354,250 in 2014). The QC thresholds and grant amount are the same as those in current law for gubernatorial candidates.

By law, qualified candidate committees are those that the State Elections Enforcement Commission (SEEC) approves for a grant after they raise the required QCs and demonstrate compliance with other aspects of the program. The bill does not indicate how certain program requirements apply to participating candidates for governor or lieutenant governor who campaign jointly. For example, it is unclear (1) whether both of the ticket's candidates must be participating candidates to receive a CEP grant, (2) what happens if the candidates have different participation statuses, or (3) what requirements apply to QCs the candidates separately raise before they begin campaigning jointly (see BACKGROUND).

## **BACKGROUND**

### ***Participating and Nonparticipating Candidates***

In Advisory Opinion 2010-04, SEEC ruled that, in instances where the nominees for governor and lieutenant governor have different participation statuses, the gubernatorial nominee's status determines whether the candidates may be awarded a general election CEP grant. Thus, if the gubernatorial nominee is a participating candidate and the lieutenant governor nominee is not, the gubernatorial candidate committee currently may receive a CEP grant for the general election. However, if the lieutenant governor nominee is a participating candidate and the gubernatorial nominee is not, then the gubernatorial

candidate committee currently may not receive a CEP grant.

***Joint Campaigning***

In Advisory Opinion 2010-04, SEEC ruled that participating candidates for governor and lieutenant governor may form a joint gubernatorial candidate committee for the primary campaign. A joint committee may receive a single gubernatorial primary grant; the lieutenant governor candidate may not separately receive a grant.

In practice, if candidates for governor and lieutenant governor separately receive QCs from the same contributor and subsequently begin jointly campaigning in a primary, SEEC currently permits the candidates to count both QCs for purposes of reaching the threshold necessary for a gubernatorial primary grant.

**COMMITTEE ACTION**

Government Administration and Elections Committee

Joint Favorable Substitute

Yea    10        Nay   5        (03/30/2015)